

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant: David J. Kinsella, et al

Art Unit: 2133

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Serial No.: 09/982,114

Examiner: Shewaye Gelegay

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Title: Methods and Apparatus for Performing Secure Transactions Without  
Transmitting Biometric Information

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO FINAL OFFICE ACTION OF AUGUST 24, 2005**

Dear Sir:

In response to the Final Office Action dated August, 2005, applicant requests that the following remarks be considered by the Office.

**Remarks**

Claims 3-4 and 12-13 are pending in this application.

**The Applied Primary References****Scott, et al. (U.S. Patent 6,484,260)**

The Scott reference discloses a portable personal identification device that